

MESSAGE NO: 9293112 MESSAGE DATE: 10/20/1998

MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-122-404

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 04/01/1996 TO 03/31/1997

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION FOR LIVE SWINE FROM CANADA (C-122-404) FOR THE PERIOD
04/01/1996 THROUGH 03/31/1997

MESSAGE NO: 9293112

DATE: 10 20 1998

CATEGORY: CVD

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REFERENCE:

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CASES: C - 122 - 404

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PERIOD COVERED: 04 01 1996 TO 03 31 1997

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS,
PORT DIRECTORS

FROM: DIRECTOR, IMPORT OPERATIONS

RE: LIQUIDATION FOR LIVE SWINE FROM CANADA (C-122-404)
FOR THE PERIOD 04/01/1996 THROUGH 03/31/1997

1. THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER
OF 09/4/98, 63 FR 47235, THE FINAL RESULTS OF ITS
ADMINISTRATIVE REVIEW OF THE COUNTERVAILING DUTY ORDER ON
LIVE SWINE FROM CANADA (C-122-404) FOR THE 04/01/96-03/31/97
PERIOD.

2. IMPORTS COVERED BY THE REVIEW ARE SHIPMENTS OF LIVE SWINE,
EXCEPT U.S. DEPARTMENT OF AGRICULTURE CERTIFIED PUREBRED
BREEDING SWINE, SLAUGHTER SOWS AND BOARS, AND WEANLINGS,

(WEANLINGS ARE SWINE WEIGHING UP TO 27 KILOGRAMS OR 59.5 POUNDS) FROM CANADA. THE MERCHANDISE SUBJECT TO THE ORDER IS CLASSIFIABLE UNDER HARMONIZED TARIFF SCHEDULE ITEM NUMBERS 0103.91.00 AND 0103.92.00.

3. THE NET SUBSIDY WAS FOUND TO BE DE MINIMIS FOR THE PERIOD 04/01/96-03/31/97.
4. ACCORDINGLY, YOU ARE TO LIQUIDATE WITHOUT REGARD TO COUNTERVAILING DUTIES ALL SHIPMENTS OF LIVE SWINE FROM CANADA EXPORTED ON OR AFTER 04/01/96 AND ON OR BEFORE 03/31/97.
5. THE ASSESSMENT OF COUNTERVAILING DUTIES BY THE CUSTOMS SERVICE ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED COUNTERVAILING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.
6. THE SUSPENSION OF LIQUIDATION ORDERED FOR THIS MERCHANDISE EXPORTED ON OR BEFORE 03/31/97 IS LIFTED. AUTOMATIC LIQUIDATION OF ENTRIES FOR THE PERIOD 04/01/97 THROUGH 03/31/98 ARE COVERED IN MESSAGE NO. 9279114 DATED OCTOBER 6, 1998. SUSPENSION OF LIQUIDATION FOR ALL ENTRY SUMMARIES OF THIS MERCHANDISE EXPORTED AFTER 03/31/98 WILL CONTINUE.
7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA EMAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING
Message Date: 10/20/1998 Message Number: 9293112 Page 3 of 5

THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT GAYLE LONGEST THE OFFICE OF CVD/AD ENFORCEMENT VI, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, (202) 482-2786.

8. THERE ARE NO RESTRICTIONS ON RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party